

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA

## Alexandria Division

TRIVERITY CORP., )  
                        )  
                        )  
Plaintiff,         )  
                        )  
v.                     ) Civil Action No. 05-0391  
                        )  
WILLIAM J. MCDERMID, et. al., )  
                        )  
                        )  
Defendants.         )  
                        )

## ORDER

This matter comes before the Court on Defendants' Motion for Summary Judgment and Plaintiff's Motion for Partial Summary Judgment and Renewed Motion to Strike Affirmative Defenses 2, 7, and 15 from Defendants' Revised Amended Answer. It appearing to the Court that there are issues of material fact in dispute as to each of Plaintiff's claims and Defendants' counterclaims, and that Affirmative Defenses 2, 7, and 15 should be stricken from Defendants' Revised Amended Answer pursuant to this Court's Order and accompanying Memorandum Opinion of July 8, 2005, it is hereby

/s/

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CLAUDE M. HILTON  
UNITED STATES DISTRICT JUDGE

Alexandria, Virginia  
October 4, 2006